

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Apr 16, 2020**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDREW STEVEN BERTRAN,

Defendant.

No. 2:16-PO-0011-JTR-1

ORDER GRANTING MOTION TO  
DISMISS WITH PREJUDICE

**BEFORE THE COURT** is the United States' motion to dismiss, with prejudice, all counts of the Information filed on January 28, 2016 pertaining to Defendant, based on Defendant's completion of his obligations under the Deferred Prosecution Agreement. ECF No. 99. The United States is represented by United States Attorney Earl A. Hicks. Defendant is represented by attorney Nicolas V. Vieth.

Defendant has completed more than one (1) year of his pretrial supervision, and the United States has determined Defendant has successfully completed all the other terms, conditions, and obligations of the Deferred Prosecution Agreement, ECF No. 87-1. *See* ECF No. 99 at 2. The United States was made aware of Defendant's completion of his obligations by United States Probation Officer Erik Carlson on March 2, 2020. ECF No. 97. It is the understanding of the United States that there is no objection to this motion.

1 Because Defendant has complied with all requirements imposed under the  
2 Deferred Prosecution Agreement in this matter, *see* ECF No. 87-1, **IT IS**

3 **ORDERED:**

4 1. The United States' motion to dismiss, **ECF No. 99**, is **GRANTED**.

5 2. The pending information for placing a substance that may cause a fire,  
6 in violation of 36 C.F.R. § 261.5(a) (Count 1) and failure to control a non-  
7 prescribed fire, in violation of 36 C.F.R. § 261.5(e) (Count 4), ECF No. 1, is

8 **DISMISSED WITH PREJUDICE.**

9 **IT IS SO ORDERED.** All future hearings shall be stricken and the Clerk of  
10 the Court shall **CLOSE THE FILE.**

11 DATED April 16, 2020.



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JOHN T. RODGERS  
UNITED STATES MAGISTRATE JUDGE